

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Andreas CADUFF, et al.

Serial No.: 10/580,208

Group No.: 3735

Filed: February 2, 2007

Examiner: N. Natnithithadha

For: TECHNIQUES FOR DETERMINING GLUCOSE LEVELS

Attorney Docket U 016309-4

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the attached Form PTO-1449. Copies of the listed documents are also attached.

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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I hereby certify that, on the date shown below, this correspondence is being:

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- ☐ transmitted by facsimile to the Patent and Trademark Office. to **(571)-273-8300**

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Date: January 14, 2010

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Raymond A. DiPerna

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Each of the listed documents was cited in an Office Action (entitled “Notice of Reasons for Rejection”) dated October 20, 2009 from the Japan Patent Office in connection with corresponding Japanese Application No. 2005-511231. An English translation of the Office Action is attached. The Office Action indicates the degree of relevance found by the foreign office, and makes consideration of any non-English art required. MPEP 609.04(a)III.

For a concise explanation of relevance of JP 5-508336, the Examiner is directed to corresponding publication WO 92/00513, also attached.

For a concise explanation of relevance of JP 2002-248104, the Examiner is directed to its English-language Abstract, also attached.

It is noted that WO 02/069791, cited in the Japan Office Action, was previously cited to the USPTO, and a copy furnished, with the Information Disclosure Statement of May 22, 2006. Accordingly, that document is not being again listed on the attached Form PTO-1449.

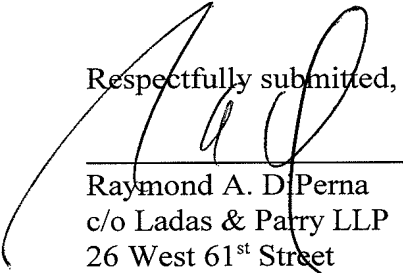
CONCLUSION

To the best of Applicants’ knowledge, an Office Action on the merits has not yet been mailed.

No fee is believed to be due in connection with this paper. Nevertheless, if any fee is deemed to be due, please charge that fee to Deposit Account No. 12-0425.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. DiPerna', is written over a horizontal line.

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